

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

DECLARATION FOR PATENT APPLICATION

I, the below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

- I believe I am an original, first and joint inventor of the subject matter which is claimed and
- for which a patent is sought on the invention entitled:

**INSTRUMENT FOR INSERTING, ADJUSTING AND REMOVING PEDICLE SCREWS
AND OTHER ORTHOPEDIC IMPLANTS**

the specification of which was filed on March 31, 2004 as Application No. 10/815888.

In the event that the filing date and/or Application No. are not entered above at the time I execute this document, and if such information is deemed necessary, I hereby authorize and request my attorneys/agent(s) at **Lahive & Cockfield, LLP**, 28 State Street, Boston, Massachusetts 02109, to insert above the filing date and/or Application No. of said application.

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by an amendment, if any, specifically referred to herein.

I acknowledge the duty to disclose all information known to me that is material to patentability in accordance with Title 37, Code of Federal Regulations, § 1.56.

FOREIGN PRIORITY CLAIM

I hereby claim foreign priority benefits under Title 35, United States Code § 119(a)-(d) of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

☒ no such foreign applications have been filed

☐ such foreign application have been filed as follows:

**EARLIEST FOREIGN APPLICATION(S), IF ANY FILED WITHIN 12 MONTHS
(6 MONTHS FOR DESIGN) PRIOR TO THIS U.S. APPLICATION**

Application Number	Country	Date of Filing	Priority Claimed Under 35 USC 119
			Yes No

**ALL FOREIGN APPLICATION(S), IF ANY FILED MORE THAN 12 MONTHS
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Application Number	Country	Date of Filing

CLAIM FOR BENEFIT OF EARLIER U.S. PROVISIONAL APPLICATIONS

I hereby claim priority benefits under Title 35, United States Code §119(e), of any United States provisional patent application(s) listed below:

☒ no such U.S. provisional applications have been filed.

☐ such U.S. provisional application have been filed as follows:

Application Number	Date of Filing	Priority Claimed Under 35 USC 119
		Yes No — —

CLAIM FOR BENEFIT OF EARLIER U.S./PCT APPLICATION(S)

I hereby claim the benefit under Title 35, United States Code, §120 of the United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose all information that is material to patentability in accordance with Title 37, Code of Federal Regulations, §1.56 which became available to me between the filing date of the prior application and the national or PCT international filing date of this application:

☒ no such U.S./PCT applications have been filed.

☐ such U.S./PCT application have been filed as follows:

Application Number	Relationship	Parent Application	Date of Filing

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

I hereby appoint:

All practitioners at Customer Number 00959

all of **Lahive & Cockfield, LLP**, 28 State Street, Boston, Massachusetts 02109, jointly, and each of them severally, my attorneys at law/patent agent(s), with full power of substitution, delegation and revocation, to prosecute this application, to make alterations and amendments therein, to receive the patent, and to transact all business in the U. S. Patent and Trademark Office connected therewith.

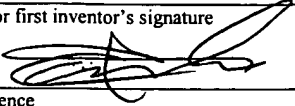
The undersigned hereby authorizes the U.S. attorney or agent named herein to accept and follow instructions from JOHNSON & JOHNSON as to any action to be taken in the United States Patent and Trademark Office regarding this application without direct communication between the U.S. attorney or agent and the undersigned. In the event of a change in the persons from whom instructions may be taken, the U.S. attorney or agent named herein will be so notified by the undersigned.

Please mail all correspondence to Kevin J. Canning at **Customer Number** 00959, whose address is:

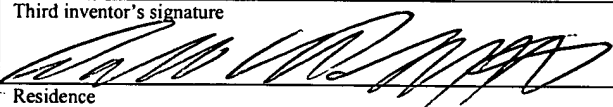
Lahive & Cockfield, LLP
28 State Street
Boston, Massachusetts 02109

Please direct telephone calls to: Kevin J. Canning at (617) 227-7400.

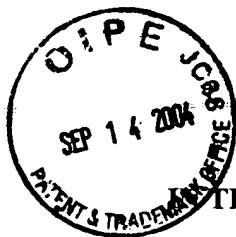
Please direct facsimiles to: (617) 742-4214

Full name of sole or first inventor Nam T. CHAO	
Sole or first inventor's signature 	Date 8/5/04
Residence Marlborough, Massachusetts	
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Second inventor's signature	Date
Residence Stamford, CT	
Citizenship US	
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Third inventor's signature 	Date 8-6-04
Residence East Taunton, Massachusetts	
Citizenship US	
Mailing Address 91 Tania Drive East Taunton, Massachusetts 02718	

Full name of fourth inventor, if any	
Fourth inventor's signature	Date
Residence	
Citizenship	
Mailing Address	



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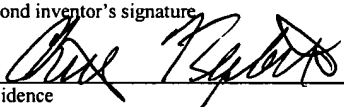
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Please direct telephone calls to: Kevin J. Canning at (617) 227-7400.

Please direct facsimiles to: (617) 742-4214

Full name of sole or first inventor Nam T. CHAO	
Sole or first inventor's signature	Date
Residence Marlborough, Massachusetts	
Citizenship US	
Mailing Address 45 Perry Lane Marlborough, Massachusetts 01752	

Full name of second inventor, if any Chris RYBICKI	
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Residence Stamford, CT	
Citizenship US	
Mailing Address 100 Morgan Street Apt. 411 Stamford, CT 06905	

Full name of third inventor, if any Dale WHIPPLE	
Third inventor's signature	Date
Residence East Taunton, Massachusetts	
Citizenship US	
Mailing Address 91 Tania Drive East Taunton, Massachusetts 02718	

Full name of fourth inventor, if any	
Fourth inventor's signature	Date
Residence	
Citizenship	
Mailing Address	